IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 99 OF 2005
IN
SECOND APPEAL NO.90 OF 1987

Bapu Hari Phadtare
(since deceased through LRs.)
Sonabai Bapusaheb Phadtare & ors. ... Applicants.
Versus.
Chandru Hari Phadtare
(since deceased through LRs.)
Madhavrao Ramchandra Phadtare & ors. ... Respondents.

Shri Vineet Naik for the Applicants.

Ms.Thatake i/by Shri V.A.Thorat for the Respondents.

CORAM : ABHAY S. OKA, J.

DATED : 25th January, 2005.

P.C.:

1. Heard the learned Counsel for the parties. In view of what is stated in the Civil Application, the same is allowed in terms of prayer clauses (a) to (c).

2. As a result of setting aside the order of abatement of the Second Appeal, the interim order, if any, operating during the pendency of the Appeal also stands restored.

3. Parties to act on authenticated copy of this order.

Judge.